

# City Council Meeting Minutes

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A Regular City Council Meeting of the City of Horseshoe Bay was held Tuesday, November 12, 2019, beginning at 3:00 PM in the City Hall, 1 Community Drive, Horseshoe Bay, Llano County, Texas.

## 1. **Call the Meeting to Order and Establish a Quorum**

### Mayor and City Council Members

Mayor Cynthia Clinesmith

Mayor Pro Tem Jerry Gray

Council Member Kent Graham

Council Member Frank Hosea

Council Member Randy Rives

Council Member Elaine Waddill

## 2. **Invocation** - Co-Pastor Rev. Dr. John Duncan from the Church at Horseshoe Bay gave the invocation.

## 3. **Pledges to the Flags** - Mayor Pro Tem Jerry Gray led the pledges of allegiance to the United States flag and the Texas flag.

## 4. **Announcements and Staff Recognition**

### A. Results of the November 5, 2019 General Election

1. Canvass the Election - Council Member Elaine Waddill motioned to certify the election results and canvass the votes for the November 5, 2019 general election. Council Member Kent Graham seconded. VOTE: 2-0 in favor, motion passed.

2. Issue Certificates of Election – City Secretary Kerri Craig swore the elected Mayor and Council Members (Cynthia Clinesmith, Randy Rives, and Frank Hosea) into office. Mayor Pro Tem Jerry Gray presented the new Mayor and Council Members with Certificates of Election and thanked them for their willingness to serve the citizens of Horseshoe Bay.

B. Rocky Wardlow - Ten Year Service Award – Mayor Clinesmith and City Manager Stan Farmer thanked Rocky for his service and presented him with a plaque.

## 5. **Public Comment** – Brent Lane spoke regarding his interest in being re-appointed to the Planning and Zoning Commission. Dr. C. A. Islas spoke regarding the problems she has experienced with the builder (Magnum) of their spec home and wanted to bring attention to this builder to the City's attention. Mayor Clinesmith directed staff to address this concern with this builder. Mayor Pro Tem Jerry Gray directed staff to find out why the issues with Dr. Islas' home were not addressed by the City's inspection contractor ATS. Carrie Foran spoke regarding her interest in being re-appointed to the Parks Advisory Committee. Francie Dix spoke regarding her interest in being re-appointed to the Fuchs' House Advisory Committee. Eddie Bullock spoke regarding his interest in serving on the Planning and Zoning Commission. Bill Knox spoke regarding his interest in being re-appointed to the Board of Adjustment. Rusty Stout spoke regarding his interest in serving on the Planning and Zoning Commission. Beverly Graham spoke regarding her interest in serving on the Planning and Zoning Commission. Mike Thuss spoke regarding his interest in being re-appointed to the Planning and Zoning Commission. Greg Waldron spoke regarding his interest in serving on the Planning and Zoning Commission.

## 6. **Presentations**

A. Fiscal Year 2019 Fourth Quarter Financial Report -Finance Director Margie Cardenas provided a presentation. No action taken.

## 7. **Consent Agenda**

A. Approval of Regular Meeting Minutes, October 15, 2019

- B. Approval of the Fiscal Year 2019 Fourth Quarter Investment Management Report
- C. Approval of the 2019 Tax Roll Submitted by the Llano County and Burnet County Tax Assessor-Collectors
- D. Approval of Ordinance 2020-04: Declaring the Results of the November 5, 2019 General Election
- E. Approval of Appointment of Stan Smith to the Llano Central Appraisal District Board of Directors as the City of Horseshoe Bay's Representative for the 2020-2021 Term

Mayor Pro Tem Gray motioned to approve all consent items. Council Member Graham seconded. VOTE: 5-0 in favor, motion passed.

#### **8. Public Hearing Items**

- A. Replat of Gotcher's Trace at The Parks at Horseshoe Bay, a Plat of a 5.00-acre Tract of Land Out of the E.G. Mercer Survey No. 3, Abstract No. 562 in Horseshoe Bay, Llano County, Texas, Described in Doc. No. 19-03407 of the Official Public Records of Llano County, Texas, *Gotcher's Trace LLC., Applicant*- Development Services Director Eric Winter provided a report, which is on file. Mayor Clinesmith opened the public hearing at 3:47 pm. No one spoke. Mayor Clinesmith closed the public hearing at 3:48 pm. Council Member Graham motioned to approve the replat as presented by staff. Council Member Waddill seconded. VOTE: 5-0 in favor, motion passed.

#### **9. Monthly Statistical Departmental Reports**

- A. City Manager
- B. Finance Department
- C. Utilities Department
- D. Development Services
- E. Fire Department
- F. Police Department
- G. Animal Control

#### **10. Business**

- A. Annual Appointment of the Mayor Pro Tem - Council Member Graham motioned to re-appoint Jerry Gray as Mayor Pro Tem. Council Member Waddill seconded. VOTE: 5-0 in favor, motion passed.
- B. Annual Appointment of the Public Information Officer – Mayor Pro Tem Gray motioned to appoint Elaine Waddill as the Public Information Officer. Council Member Randy Rives seconded. VOTE: 5-0 in favor, motion passed.
- C. Resolution 2020-05: Casting Votes to Elect Directors for the Burnet Central Appraisal District for the Year 2020-2021 – City Secretary Kerri Craig provided a report, which is on file. Council Member Graham motioned to approve Resolution 2020-05 and to allocate evenly the City's votes to the Board members nominated by the City at the September 2019 Council meeting: Bobbye Michel, Dave Kithil, Darlene Oostermeyer, Paul Shell, and Phillip Thurman. Mayor Pro Tem Gray seconded. VOTE: 5-0 in favor, motion passed.
- D. Hiring of Employee Related Within the First Degree of Affinity (Half Brother of Existing Employee) – Utilities Director Jeff Koska provided a report, which is on file. Council Member Graham motioned to authorize the hiring of Kyle Wilson to the position of Plant Operator contingent upon his meeting all other requirements for employment. Mayor Pro Tem Gray seconded. VOTE: 5-0 in favor, motion passed.

E. Request by Developer Gotcher Trace of The Brixton at Horseshoe Bay for Elimination of the Impact Fee per the City Impact Fee Ordinance – City Manager Farmer provided a report, which is on file. Janet Rogers spoke regarding her concerns about lowering or eliminating impact fees and the precedent that action may set. Mayor Pro Tem Gray stated that a lot of work was put into the analysis and determination of the City's impact fee to ensure it is appropriate and correct for Horseshoe Bay, and reducing or eliminating the fee is illogical. Mayor Pro Tem Gray motioned to deny the request to lower or eliminate the impact fee. Council Member Waddill seconded. VOTE: 5-0 in favor of denying the request, motion passed.

#### 11. **Executive Session**

- A. Consultation with City Attorney Regarding Regulation of Subdivisions Local Government Code Chapter 212 Section 151 (551.071)
- B. Consultation with City Attorney Regarding Possible Agreement with HSB Park, Inc. (551.071)
- C. Consultation with City Attorney Regarding the Fuchs' House (551.071)
- D. Planning and Zoning Commission and Board of Adjustment Selection and Appointment Process (551.074)

Convened to Executive Session at 4:17 pm to discuss Executive Session Items A-D. Present: Mayor Cynthia Clinesmith, Mayor Pro Tem Jerry Gray, Council Member Kent Graham, Council Member Frank Hosea, Council Member Randy Rives, Council Member Elaine Waddill, City Manager Stan Farmer, City Secretary Kerri Craig, and City Attorney Rex Baker. Reconvened to the regular meeting at 5:52 pm. No action was taken.

12. **Adjourn** - Mayor Pro Tem Gray motioned to adjourn the meeting. Council Member Hosea seconded. VOTE:5-0 in favor, motion passed. Meeting adjourned at 5:53 pm.